

Corres. and Mail  
**BOX AF**

MS AF  
RESPONSE UNDER  
37 C.F.R. § 1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP 1761

PATENT  
2520-0109P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Fumiki MORIMATSU et al. Conf.: 2745  
Appl. No.: 08/952,475 Group: 1761  
Filed: March 9, 1998 Examiner: CORBIN  
For: MEAT PRODUCT HAVING EFFECT OF INHIBITING  
INCREASE IN BLOOD CHOLESTEROL

**RECEIVED**  
**DEC 15 2003**  
**TC 1700**

NOTICE OF APPEAL FROM THE  
PRIMARY EXAMINER TO THE BOARD OF APPEALS

MS AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

December 10, 2003

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated June 11, 2003 of the Primary Examiner finally rejecting claims 3, 7, 10-13, 16 and 17.

☐ This document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

The applicant(s) hereby petition(s) for an extension of three (3) month(s) pursuant to 37 C.F.R. §§ 1.17 and 1.136(a).

The fee has been calculated as shown below:

☒ NO extensions of time have been previously obtained for responding to the Final Rejection. Thus a fee of \$950.00 is required for the full period of the above-requested extension of time.

☐ An extension of \_\_\_\_\_ ( ) month(s) for responding to the Final Rejection was previously requested and paid for on \_\_\_\_\_. Thus a fee of \$0.00 is required to obtain an additional \_\_\_\_\_ ( ) month(s) for filing the Notice of Appeal.

12/11/2003 CNGUYEN 00000051 08952475

01-FC-1401  
12-123

330.00 OP  
950.00 OP

☐ Applicant claims small entity status. See 37 C.F.R. § 1.27.

The Government fee for filing a Notice of Appeal to the Board of Appeals is calculated as follows:

☒ Large entity - \$330.00

☐ Small Entity - \$165.00

Therefore, the TOTAL FEE due for the filing of this Notice of Appeal is \$1,280.00.

Payment of the above TOTAL FEE is being made in the following manner:


☒ Check(s) in the amount of \$1,280.00 is/are enclosed.

☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this sheet is attached.


If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By   
Gerald M. Murphy, Jr., #28,977

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